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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CHERYL JOHNSON NEMES,
Plaintiff,
v.
BENJAMIN F. PARKS, and DOES 1 TO 100,
Defendants.

Case No. C 07-4514 JSW

**AMENDED CERTIFICATION
PURSUANT TO
28 U.S.C. § 2679(d)**

I, Joann M. Swanson, hereby certify as follows:

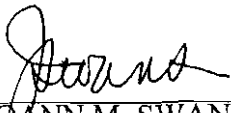
1. I am the Chief of the Civil Division of the United States Attorney's Office for the Northern District of California. Pursuant to written delegation from Scott N. Schools, the duly appointed United States Attorney for the Northern District of California, I have been authorized to exercise on behalf of the United States Attorney the authority vested in him by the Attorney General, pursuant to 28 C.F.R. § 15.3, to certify pursuant to 28 U.S.C. § 2679(d) that a federal employee named as a defendant in a civil action was acting within the course and scope of his or her employment with reference to the matters alleged in the suit.

Certification Pursuant to
28 U.S.C. § 2679(d) - Parks

1 2. I have reviewed the complaint in the above-captioned action. On the basis of that
2 complaint and certain other information provided to me, pursuant to the provisions of 28 U.S.C.
3 § 2679(d) and by virtue of the authority vested in me as set forth above, I hereby certify that Benjamin
4 F. Parks was acting within the course and scope of his employment as an administrative law judge.

5
6 Dated: August 31, 2007

By:


JOANN M. SWANSON
Assistant United States Attorney